IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 31ST OCTOBER 2006 / 9TH KARTHIKA 1928

Bail Appl..No. 6381 of 2006()

CRMP.3088/2006 of J.M.F.C.-I, PERINTHALMANNA
CRIME NO. 685/06 OF PERINTALMANNA POLICE STATION

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PETITIONER/ACCUSED IN CUSTODY:

KAMAL, S/O.ABDULLAH,
PUTHUVACHOLA HOUSE, TIRURKKAD,
MALAPPURAM.

BY ADV. SRI.DILIP MOHAN

RESPONDENTS/COMPLAINANT/STATE:

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1. STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. STATION HOUSE OFFICER,
PERINTALMANNA POLICE STATION.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6381/2006

DATED THIS THE 31ST DAY OF OCTOBER, 2006

O R D E R

The petitioner is before this Court under Section 439 Cr.P.C., as he was arrested on 13.10.2006 for the offence punishable under Section 376 IPC, in crime No.685/2006 of Perinthalmanna Police Station.

2. The prosecution alleges that he had committed rape on a woman of twenty years on 14.5.2006, and impregnated her. She is pregnant by five months. Therefore, a complaint was made by her. The learned counsel for the petitioner submits that the investigation is complete and therefore, prays for bail.

3. After considering the facts of this case, I am not inclined to grant bail to the petitioner. Therefore, the prayer is rejected.

The application is dismissed as above.

J.M.JAMES
JUDGE

mrcs